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1635
EFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: R.A. Goffe et al. Attorney Docket No.: GSPN118594
Application No: 10/047,649 Group Art Unit: 1635
Filed: January 16, 2002 Examiner: K.A. Lacourciere
Assignee: Genespan Corporation
Title: STABILIZED TRANSIENT GENE EXPRESSION

NOTICE OF WITHDRAWAL AS ATTORNEYS OF RECORD
UNDER 37 CFR § 1.36 AND § 10.40

Seattle, Washington 98101

May 24, 2004

TO THE COMMISSIONER FOR PATENTS:

NOTICE OF WITHDRAWAL AND REASON THEREFOR

Pursuant to 37 C.F.R. § 1.36 and 37 C.F.R. § 10.40(b), the undersigned hereby withdraw as attorneys of record in the above-referenced patent application because of dismissal by the client (37 C.F.R. § 10.40(b)(4)). Genespan Corporation, the owner of this application, has undergone bankruptcy in the United States Bankruptcy Court for the Western District of Washington. Attached hereto is a copy of the Order of the Bankruptcy Court abandoning Intellectual Property from the bankrupt estate.

ASSIGNMENT OF APPLICATION

The above-identified patent application has been assigned by all inventors to Genespan Corporation as evidenced by an assignment recorded at Reel 011156, Frame 0415.

ALLOWANCE OF TIME FOR ASSIGNEE TO ACT

In accordance with 37 CFR § 10.40(a), the undersigned have taken reasonable steps to avoid foreseeable prejudice to the rights of the assignee. The status of the patent application is as follows: No substantive Examiner's action has issued or is outstanding, and there are no outstanding due dates for response. The assignee has sufficient time to seek and employ another practitioner for this patent application before any additional action is required.

LAW OFFICES OF
CHRISTENSEN O'CONNOR JOHNSON KINDNESS^{LLC}
1420 Fifth Avenue
Suite 2800
Seattle, Washington 98101
206.682.8100

ASSIGNEE NOTIFIED OF WITHDRAWAL

By way of correspondence dated May 24, 2004, assignee was informed of the withdrawal of Christensen O'Connor Johnson Kindness^{PLLC} as attorneys of record for this patent application. Due notice has been given to the assignee of the undersigned's withdrawal from employment and of the filing of this paper with the U.S. Patent and Trademark Office.

PAPERS AND PROPERTY DELIVERED TO ASSIGNEE

During the course of prosecution, the undersigned has provided assignee with all papers and property to which the assignee is entitled concerning the prosecution of the above-identified patent application. The undersigned has also notified the assignee of any responses that may be due and the time frame within which the assignee must respond.

LAST KNOWN MAILING ADDRESS OF ASSIGNEE

The last known mailing address of the assignee is:

Nancy L. James
Trustee for Genespan Corporation
15008 63rd Drive S.E.
Snohomish, WA 98296

Future correspondence should be mailed to assignee at that address.

WITHDRAWAL OF ATTORNEYS

This Notice of Withdrawal As Attorneys of Record is being signed by Dennis K. Shelton on behalf of himself and all attorneys and agents who are members of, employed by, or otherwise associated with the firm of Christensen O'Connor Johnson Kindness^{PLLC}, Customer No. 26389.

LAW OFFICES OF
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206.682.8100

A copy of this Notice is being forwarded to assignee at the mailing address set forth above.

Respectfully submitted,

CHRISTENSEN O'CONNOR
JOHNSON KINDNESS^{PLLC}



Dennis K. Shelton

Registration No. 26,997

Direct Dial No. 206.695.1718

Enclosure:

Order of the Bankruptcy Court

I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first class mail with postage thereon fully prepaid and addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the below date.

Date:

5/24/2004



DKS:cj

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CHRISTENSEN O'CONNOR JOHNSON KINDNESS^{PLLC}
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FILED
U.S. Bankruptcy Court
Western District of Washington

SEP 15 2003

MARK L. HATCHER, CLERK
OF THE BANKRUPTCY COURT

Judge: The Honorable Philip H. Brandt
Chapter: 7

Hearing Location: Seattle, Room 309

Hearing Date: September 8, 2003

Hearing Time: 9:30 a.m.

Response Date: September 2, 2003

IN THE UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

In Re:

GENESPAN CORPORATION,

Debtor.

BANKRUPTCY NO. 02-14189

**ORDER APPROVING TRUSTEE'S
MOTION TO ABANDON
UNLIQUIDATED INTELLECTUAL
PROPERTY ASSETS**

THIS MATTER having come before the Court on the Trustee's Motion to Abandon Unliquidated Intellectual Property Assets ("Motion"); the Court finding that notice and an opportunity for hearing were fair and adequate and in compliance with the Bankruptcy Code and Rules; the Court finding that abandonment of the Intellectual Property as described in the Motion is in the best interests of the bankruptcy estate; and other good cause having been shown for the relief requested in the Motion, it is hereby

ORDERED, ADJUDGED AND DECREED that the Motion is approved; and it is further:

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ORDER APPROVING TRUSTEE'S MOTION TO ABANDON
UNLIQUIDATED INTELLECTUAL PROPERTY ASSETS - 1

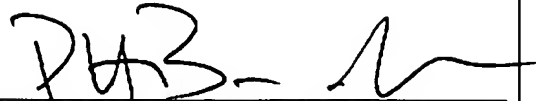
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Ryan, Swanson & Cleveland, PLLC

1201 Third Avenue, Suite 3400
Seattle, Washington 98101-3034
phone 206.464.4224 | fax 206.621.7568

1 ORDERED, ADJUDGED AND DECREED that the Intellectual Property is hereby
2 deemed abandoned from the estate

3 DONE this 15 day of August, 2003.

4
5 

6 THE HONORABLE PHILIP H. BRANDT
UNITED STATES BANKRUPTCY JUDGE

7 Presented by:
RYAN, SWANSON & CLEVELAND, PLLC

8
9 By /s/ Richard J. Hyatt
10 Richard J. Hyatt, WSBA #14048
11 Attorneys for Nancy James, Trustee
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